

Attorney's Docket No.: 1030-15203

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Michael Allen Siracki

Serial No.: 10/015,199 Group No.: 3671
 Filed: December 11, 2001 Examiner:
 For: High Offset Bits With Super-Abrasive Cutters

Commissioner for Patents
 Washington, D.C. 20231

**PETITION TO CORRECT CORRESPONDENCE FILING DATE
 FOR "DATE-IN" INCORRECTLY ENTERED OR OMITTED
 ON EXPRESS MAIL LABEL
 (37 C.F.R. § 1.10(d))**

FAX RECEIVED
 MAY 13 2003
 PETITIONS OFFICE

1. This is a petition to accord the correspondence in the above-identified

☒ application

☐ patent

a filing date of December 11, 2001 which is the date the correspondence was deposited with the U.S.P.C. with proper postage.

2. Submitted herewith is the statement of Marcella D. Watkins as to when the discrepancy was discovered and establishing that this petition is being filed promptly thereafter. 37 C.F.R. § 1.10(d)(1).

3. Attached is a true copy of the first page of the correspondence which was filed, showing both the date on which this correspondence was mailed as Express Mail Label No. EV 05432711US and that the number of the Express Mail was placed thereon prior to the original mailing. 37 C.F.R. § 1.10(d)(2).

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

FACSIMILE

☒ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

☐ transmitted by facsimile to the Patent and Trademark Office.

Date: February 4, 2002
Dora Lee Robertson
 Signature

Signature

DORA LEE ROBERTSON
 (type or print name of person certifying)

(type or print name of person certifying)

Adjustment date: 05/16/2003 CKH/LK
 02/05/2002 MHH/ED 00000089 032769
 01 FC:122 130.00 CR

Please type a plus sign (+) inside this

+

PTO/SB/021 (08-00)

Approved for use through 10/31/2002. OMB 051-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	10/015,199
		Filing Date	December 11, 2001
		First Named Inventor	Michael Allen Siracki
		Group Art Unit	3671
		Examiner Name	
Total Number of Pages in This Submission	6	Attorney Docket Number	1030-15203

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment (for an application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Petition to Correct Correspondence Filing Date for "Date-In" Incorrectly Entered or Omitted On Express Mail Label Declaration of Marcella D. Watkins Copy of Utility Patent Application Transmittal Copy of Date Stamped postcard, Express Mail Label and Receipt for Postage dated 12/11/01
---	--	---

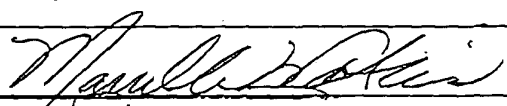
Remarks

FAX RECEIVED

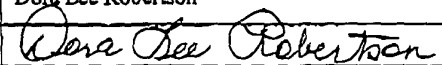
MAY 13 2003

PETITIONS OFFICE

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Or Individual Name	Marcella D. Watkins Conley, Rose & Tayon, P.C.
Signature	
Date	February 1, 2002

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on this date: Feb 4, 2002.		
Typed or Printed Name	Dora Lee Robertson	
Signature		Date
		February 4, 2002

4. Correction is required because:

- ☐ the wrong "Date-In" was entered by the U.S.P.S. on the envelope delivered to the PTO, but the correct date was entered on Express Mail label.
- ☐ The wrong "Date-In" was entered by the U.S.P.S. on the original "Express Mail" label and on the envelope delivered to the PTO.
- ☐ Deposit of correspondence at an Express Mail drop box and wrong date entered by U.S.P.S.
- ☒ Other

The USPTO date stamp reflects a filing date of October 11, 2001 when the Express Mail receipt and postcard reflect a filing date of December 11, 2001.

5. The following establish the showing required by 37 C.F.R. § 1.10(d)(3):


- ☒ Evidence from the U.S.P.S. as follows:
- Receipt for postage and copy of Express Mail Label
- ☒ Express mail Log that Came into being within one business day of the deposit of the correspondence in the "Express Mail Post Office to Addresses" service of the U.S.P.S.
- ☐ Other

6. The petition fee (37 C.F.R. § 1.17(h) is paid as follows:

- ☐ Enclosed please find a check payable to the "Commissioner of Patents" for the sum of \$130.00
- ☒ Please charge Account No. 03-2769 the sum of \$130.00

A duplicate of this petition is enclosed.

- ☒ Please charge Account No. 03-2769 for any fee deficiency or credit this account for any overpayment of this petition.


SIGNATURE OF ATTORNEY
Marcella D. Watkins
Reg. No. 36,962
CONLEY, ROSE & TAYON, P.C.
P.O. Box 3267
Houston, Texas 77253-3267
Phone: (713) 238-8000
Fax: (713) 238-8008

FAX TRANSMITTAL COVER SHEET

CONLEY ROSE, P.C.
600 Travis, Suite 7100
Houston, Texas 77002
Fax Number: (713) 238-8008
Telephone Number: (713) 238-8000

ORIGINAL WILL FOLLOW VIA:

- | | |
|-------------------------------------|------------------------|
| <input type="checkbox"/> | MAIL |
| <input type="checkbox"/> | INTERNATIONAL AIRMAIL |
| <input type="checkbox"/> | COURIER |
| <input checked="" type="checkbox"/> | WILL <u>NOT</u> FOLLOW |
| <input type="checkbox"/> | HAND DELIVERY |
| <input type="checkbox"/> | WITH ENCLOSURE(S) |
| <input type="checkbox"/> | WITHOUT ENCLOSURE(S) |

PLEASE DELIVER THE FOLLOWING PAGES IMMEDIATELY TO:

NAME: **Nancy Johnson**

FIRM: **U.S. PATENT & TRADEMARK OFFICE**

CITY: **WASHINGTON, D.C.**

FAX NO: **(703) 308-6916**

FAX RECEIVED

MAY 13 2003

PETITIONS OFFICE

REMARKS: **Serial No. 10/015,199, filed December 11, 2001.**

Nancy, per our telephone conversation this afternoon, attached hereto is a copy of the Petition to Correct Correspondence Filing Date for Date-In Incorrectly Entered or Omitted on Express Mail Label, copies of transmittal, postcard, express mail label.

Total Number of Pages (Including This One): **NINE (9)**

FROM: **Arlene Chapa, Paralegal, Direct Dial No. 713-632-1643 or**
Marcella D. Watkins, Attorney of Record, Reg. 36,962, Direct Dial No. 713-238-8043

DATE: **May 13, 2003**



CLIENT/MATTER NO. **1030-15203**

IF YOU DO NOT RECEIVE ALL THE PAGES,
PLEASE CALL Arlene Chapa (713-632-1643) BACK AS SOON AS POSSIBLE.

This facsimile, and the information it contains, is intended to be a confidential communication only to the person or entity to whom it is addressed. If you have received this facsimile in error, please notify us by telephone at the above telephone number and return the original to this office by mail.

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

APPLICANT: Michael Allen Siracki
SERIAL NO.: 10/015,199
FILING DATE: December 11, 2001
CLIENT NO.: 1030-15203
FOR: High Offset Bits With Super-Abrasive Cutters

FAX RECEIVED

MAY 13 2003

PETITIONS OFFICE

The date stamp of the mail room of the U. S. Patent & Trademark Office hereon will acknowledge receipt of Transmittal Form; ~~Pat. Transmittal~~; Petition to Correct Correspondence Filing Date for Date-In Incorrectly Entered or Omitted on Express Mail Label, Declaration of Marcella D. Watkins, Copies of Utility Patent Application Transmittal, Date Stamped Postcard, Express Mail Label and Receipt for postage, mailed by U.S. Postal Service as First Class Mail, postage prepaid, on

February 4 2002.

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

APPLICANT: Michael Allen Siracki
SERIAL NO.: 10/015,199
FILING DATE: December 11, 2001
CLIENT NO.: 1030-15203 *mdw*
FOR: High Offset Bits With Super-Abrasive Cutters



The date stamp of the mail room of the U. S. Patent & Trademark Office hereon will acknowledge receipt of Transmittal Form; ~~Pat. Transmittal~~; Petition to Correct Correspondence Filing Date for Date-In Incorrectly Entered or Omitted on Express Mail Label, Declaration of Marcella D. Watkins, Copies of Utility Patent Application Transmittal, Date Stamped Postcard, Express Mail Label and Receipt for postage, mailed by U.S. Postal Service as First Class Mail, postage prepaid, on

February 4 2002.

RECEIVED

MAR 11 2002

05/13/2003 15:15 FAX 7132388000

CONLEY, ROSE

008



POST OFFICE TO ADDRESSEE



EV 051432711 US

ORIGIN (POSTAL USE ONLY)

PO ZIP Code 77401	Day of Delivery <input checked="" type="checkbox"/> First <input type="checkbox"/> Second	Flat Rate Envelope <input type="checkbox"/>
Date In 10 11 01	Time In <input checked="" type="checkbox"/> 12 Noon <input type="checkbox"/> 3 PM	Postage \$
Time In 11:47	Weight 9.4 lbs	Return Receipt Fee
<input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	Int'l Alpha Country Code	COD Fee
No Delivery <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday	Acceptance Clerk Initials [Signature]	Insurance Fee
Total Postage & Fees \$		

SEE REVERSE SIDE FOR
SERVICE GUARANTEE AND LIMITS
ON INSURANCE COVERAGE

☐ WAIVER OF SIGNATURE (Domestic Only): Additional merchandise insurance is valid if waiver of signature is requested. I wish delivery to be made without obtaining signature of addressee or addressee's agent (if delivery employee judges that article can be left in secure location) and I authorize that delivery employee's signature constitutes valid proof of delivery.

☐ DELIVERY ☐ Weekend ☐ Holiday Customer Signature

CUSTOMER USE ONLY

METHOD OF PAYMENT

Check ☐ Money Order ☐ Credit Card ☐ Add. No.

FROM: (PLEASE PRINT)

PHONE: **713 238 8000**

TO: (PLEASE PRINT)

PHONE: **713 238 8000**

USPS PATENT APPLICATIONS

USPTO

71 184 2307

71 184 2307

71 184 2307

71 184 2307

71 184 2307

71 184 2307

71 184 2307

71 184 2307

71 184 2307

71 184 2307

71 184 2307

71 184 2307

71 184 2307

71 184 2307

71 184 2307

71 184 2307

71 184 2307

FOR PICKUP OR TRACKING CALL 1-800-222-1811

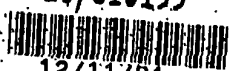
www.usps.com



Customer Copy
Label 1-1-F August 2000

Jc555 U.S. PTO

10/015199



12/11/01

POZZ

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

APPLICANT: Michael Allen Siracki
 SERIAL NO.: Not Yet Known
 FILING DATE: Concurrently Herewith
 CLIENT NO.: 1030-15203 MDW
 FOR: High Offset Bits With Super-Abrasive Cutters

Jc555 U.S. PTO

10/015199



10/11/01

The date stamp of the mail room of the U. S. Patent & Trademark Office hereon will acknowledge receipt of Transmittal Form; Fee Transmittal; Specification (22p.), Claims (12p.), Abstract (1p.), Formal/Informal Drawings, (5 sheets) Declaration from parent, Application Data Sheet, mailed by U.S. Postal Service as Express Mail, Mailing Label EV051432711US postage prepaid. December 11, 2001

RECEIVED

JAN 02 2002



***** WELCOME TO *****
 BARBARA JORDAN MAIN PO
 HOUSTON, TX 77201-9998
 12/11/01 05:47PM

Store USPS Trans 99
 Wkstn sys5011 Cashier KJDWQV
 Cashier's Name WALTON,
 Stock Unit Id SIASSTEPHANIE
 PO Phone Number 800-275-8777

1. Exp. Mail PO-ADD 0.00
 Destination: 22202
 Weight: 9.90oz
 Postage Type: None
 Total Cost: 16.25
 Base Rate: 16.25
 Label#: EV051432711US
 Corporate Acct.: 770403
 Amount Charged: 16.25

Subtotal 0.00
 Total 0.00

Number of Items Sold: 1

Thank You



EV 051432711 US

E
SEE

SEE REVERSE SIDE FOR
 SERVICE GUARANTEE AND LIMITS
 ON INSURANCE COVERAGE

100 Fee ☐ WAIVER OF SIGNATURE (Domestic Only): Additional merchandise insurance is void if waiver of signature is requested. I wish delivery to be made without obtaining signature of addressee or addressee's agent (if delivery employee judges that article can be left in secure location) and I authorize this delivery employee's signature constitutes valid proof of delivery.

☐ DELIVERY ☐ Weekend ☐ Holiday ☐ Customer Signature

TO RELEASE PRINT

USPTO

PO BOX 2327

ARLINGTON VA 22202

1-800-222-1811

www.usps.com

USPS

Customer Copy
 Label 11-F August 2000